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10 Attorneys for Plaintiffs EVANSTON INSURANCE CO.
11 and MARKEL SHAND, INC.

12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14 EVANSTON INSURANCE CO., an) Case No.: 08CV407BTMLSP
15 Illinois corporation; MARKEL SHAND,)
16 INC., an Illinois corporation,)

17 Plaintiffs,) **JOINT F.R.C.P. RULE 26(f)**
18 vs.) **REPORT**

19 BYRON & EDWARDS, APC; BYRON)
20 EDWARDS MOSTOFI, APC;)
21 MICHAEL M. EDWARDS, ESQ., an)
22 individual; THOMAS W. BYRON,)
23 ESQ., an individual; and DOES 1-50,)
24 inclusive,)

25 Defendants.)

26 **TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF**
27 **RECORD:**

28 **PLEASE TAKE NOTICE THAT Plaintiffs EVANSTON INSURANCE**

1 CO. and MARKEL SHAND, INC. (hereinafter collectively "Plaintiffs"), and
2 Defendants BYRON & EDWARDS, APC, BYRON EDWARDS MOSTOFI,
3 APC, MICHAEL M. EDWARDS, ESQ., and THOMAS W. BYRON, ESQ.
4 (hereinafter collectively "Defendants"), by and through their counsel, hereby
5 submit the following Joint F.R.C.P. Rule 26(f) report:

6
7 1. **Rule 26(f) Meeting of Counsel:**

8 Pursuant to *Fed.R.Civ.P.* 26(f), a meeting was held on July 16, 2008 at 11:00
9 am by telephone conference, as counsel for the parties are located in different
10 cities, and was attended by:

11 Dana A. Kravetz, Esq. for Plaintiffs.

12 Mona Z. Hanna, Esq. for Plaintiffs.

13 Kevin V. DeSantis, Esq. for Defendants.

14 James A. McFaul, Esq. for Defendants.

15
16 2. **Pre-Discovery Disclosures:**

17 The parties will exchange, by July 28, 2008, the information required by
18 *Fed.R.Civ.P.* 26(a)(1).

19
20 3. **Discovery Plan:**

21 The parties jointly propose to the court the following discovery plan:

22 A. The parties shall propound initial written discovery on or before
23 August 1, 2008, with additional or supplemental written discovery
24 permitted, governed by the Federal Rules of Civil Procedure and
25 Court's Local Rules, and subject to the discovery cut-off date of
26 February 27, 2009 set forth in Paragraph F below;

27 B. Responses to initial written discovery shall be served on or before
28 September 3, 2008;

- 1 C. Depositions shall commence September 15, 2008;
2 D. Expert witness designations including experts' written reports, to be
3 served on or before January 5, 2009;
4 E. Supplemental Expert designation(s), if any, including experts' written
5 reports, to be served on or before February 4, 2009;
6 F. All discovery, including expert depositions, to be completed on or
7 before February 27, 2009;
8 G. The last day to notice, file and serve motions shall be April 20, 2009,
9 although the date of hearing(s) for any such motion(s) that are noticed,
10 filed and served on or prior to April 20, 2009, may take place after
11 April 20, 2009, as the Court's calendar may allow.

12 Dated: July 23, 2008

MICHELMAN & ROBINSON, LLP

14
15 By: 

Dana A. Kravetz, Esq.

Mona Z. Hanna, Esq.

Marc R. Jacobs, Esq.

16
17 Attorneys for Plaintiffs EVANSTON
18 INSURANCE CO. and MARKEL SHAND,
19 INC.
20

21 Dated: July 23, 2008

BUTZ, DUNN & DESANTIS, APC

22
23 By: 

Kevin V. DeSantis, Esq.

James A. McFaul, Esq.

24 Attorneys for Defendants BYRON &
25 EDWARDS, APC, BYRON EDWARDS
26 MOSTOFI, APC, MICHAEL M.
27 EDWARDS, ESQ., and THOMAS W.
28 BYRON, ESQ.

PROOF OF SERVICE*Evanston Insurance, et al v. Byron & Edwards, et al.*

USDC Southern District, Case No. 08CV407BTMLSP

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I am employed in the office by a member of the bar of this Court in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 15760 Ventura Boulevard, Suite 500, Encino, California 91436.

On **July 28, 2008**, I served the foregoing document described as: **JOINT F.R.C.P. RULE 26(f) REPORT** on the interested parties in this action, addressed to the following addressees:

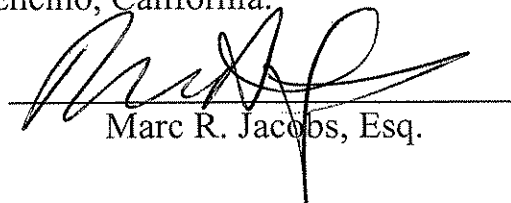
SEE ATTACHED SERVICE LIST

☐ **BY MAIL:** I caused such envelope to be deposited in the mail at Encino, California. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the law firm's practice of collection and processing correspondence for mailing. Under the practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Encino, California, in the ordinary course of business. I am aware that on motion of a party served, service is presumed invalid if the postal cancellation date or postage meter is more than one day after the date of deposit for mailing the affidavit.

☒ **VIA ELECTRONIC MAIL** I caused electronic service to the above-named person(s) who has previously agreed to receive documents via electronic mail, to the e-mail address as shown below, on the date and time listed below. A true copy of the above described document(s) was transmitted by electronic transmission through the United States District Court CM/ECF program, which did not report any error in sending the transmission.

I declare that I am employed in the offices of a member of the bar of this court at whose direction the service was made.

Executed on **July 28, 2008**, at Encino, California.


 Marc R. Jacobs, Esq.

SERVICE LIST

Evanston Insurance, et al v. Byron & Edwards, et al.
USDC Southern District, Case No. 08CV407BTMLSP

Kevin V. DeSantis, Esq.

James A. McFaul, Esq.

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**ATTORNEYS FOR DEFENDANTS BYRON & EDWARDS, APC; BYRON
EDWARDS MOSTOFI, APC; MICHAEL M. EDWARDS, ESQ, and
THOMAS W. BYRON**